RECEIVED CENTRAL FAX CENTER NOV 0 2 2006

Practitioner's Docket No. <u>U 015125-9</u> PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

RAKESH TULL, ET AL.

Serial No.: 10/814,858

Group No.: 1633

Filed: MARCH 31, 2004 ARTIFICIAL BIDRECTIONAL PROMOTER OF ACTIVATION OF GENE EXPRESSION

Examiner: MARVICH, MARIA

Mail Stop AF Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

RESPONSE UNDER 37 C.F.R. 1.116 EXPEDITED PROCEDURE **EXAMINING GROUP 1633**

NOTE: To take advantage of the expedited procedure the envelope in which this paper is mailed must be addressed as shown and must also be marked "Box AF" in the lower left hand comer. Alternatively, this paper can be hand carried to the particular Examining Group or other area of the Office in which the application is pending, in which case any envelope in which this paper is place must be marked as in the bold type box above. Notice of September 20, 1985 (1059 O.G. 20-21).

AMENDMENT OR RESPONSE AFTER FINAL REJECTION-FIRST PAGE

Reconsideration and further examination is respectfully requested in view of

the following amendments and remarks.

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.16* (When using Express Mail, the Express Mail label number is mandatory; Express Mail cartification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

TRANSMISSION

deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. 1.8(a)

37 C.P.R. 1.10°

(mandatory)

with sufficient postage as first class mail.

as "Express Mail Post Office to Address"

Mailing Label No.

X

273-8300 transmitted by facsimile to the Patent and Trademark Office to

Date: November 2, 2006

Janet I. Cord

(type or print name of person certifying)

·WARNING:

Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label

placed thereon prior to malling. 37 C.F.R. 1.10(b).

"Since the filing of correspondence under § 1:10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on partition." Notice of Oct. 24, 1996. 60 Fed. Reg. 56,439, at 56,442.

(Amendment or Response after Final Rejection-First Page) 9-20.1

PAGE 1/9 * RCVD AT 11/2/2006 3:49:12 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-1/15 * DNIS:2738300 * CSID:2122468959 * DURATION (mm-ss):02-32



Practitioner's Docket No. <u>U015125-9</u>
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

RAKESH TULI, ET AL.

Serial No.: 10/814,858

Filed: MARCH 31, 2004

Group No.: Examiner:

1633

MARVICH. MARIA

For: ARTIFICAL BIDIRECTIONAL PROMOTER FOR

ACTIVATION OF GENE EXPRESSION

Mail Stop AF Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450 RESPONSE UNDER
37 C.F.R. 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1633

NOTE: To take advantage of the expedited procedure the envelope in which this paper is sociled must headdressed as shown and must also be marked "Box AF" in the lower left hand corner. Alternatively, this paper can be hand carried to the particular Examining Group or other area of the Office in which the application is pending, in which case any envelope in which this paper is placed must be marked as in the hold type hox above. Notice of Sept. 20, 1985 (1059 O.G. 19-20).

AMENDMENT OR RESPONSE AFTER FINAL REJECTION—TRANSMITTAL

CERTIFICATION UNDER 37 C.F.R. L8(a) and 1.10° (When using Express Mail, the Express Mail label number is mandatory:

Express Mail certification is optional.)

MAILING

Hereby certify that, on the date shown below, this correspondence is being:

	deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.					
	37 C.F.R. 1.8(a)		37 C.F.R. 1.10*			
0	with sufficient postage as first class mail,	nail. as "Express Mail Post Office to a			Address" (mondatory)	
		TRANSMISSION	manufacture of the same			
X	transmitted by facsimile to the Patent and Trademark Office, to (571)-273-8300					
		Slune		08088926 12 0 425	 1881485	
Date:	<u>September 26, 2006</u>		89/27/2886 CNEGA1 ct 1. Cord 81.FC:1253		1601.407	

Only the date of filing (§ 1.6) will be the date used in a parent term adjustment calculation. Consider "Express Mall Post
Office to Addressee" (§ 1.10) or facsbrile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing
date for parent term adjustment calculations.

PATENT

N THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Rakesh TULI, et al.

Serial No.: 10/814,858

Group No.: 1633

Filed: March 31, 2004

Examiner.:

Marvich, Maria

For: ARTIFICIAL BIDIRECTIONAL PROMOTER FOR ACTIVATION OF GENE

EXPRESSION

Attorney Docket No.: U 015125-9

Commissioner of Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE TO THE OFFICIAL ACTION OF APRIL 4, 2006

Reconsideration and further examination is respectfully requested in view of the following amendments and remarks.

Amendments to the claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks commence on page 6.

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.82)

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P. O. Box 1450,

Alexandria, VA 22313-1450

Date: July 5, 2006

FACSIMILE

transmitted by facsimile to the Patent and

Trademark Office to (703) 872-9306

Signature

JANET I. CORD

(type or print name of person certifying)